Application No. <u>10/726,828</u>

REMARKS

I. Status

Claims 1-20 and 39-50 have been allowed. Claim 51 has been amended to place it and dependent claims 52-56 in condition for allowance. Claims 1-20 and 39-56 are currently pending.

II. Rejections Under 35 U.S.C. § 101

Claims 51-56 were rejected as being directed to non-statutory subject matter. (Office Action, page 2). The Applicants submit that claims 51-56, without the current amendment, are directed to statutory subject matter.

However, in the interest of expediting the issuance of this application, claim 51 has been amended. Specifically, claim 51 recites comparing means for performing at least one comparison based on the at least one updated function to determine accuracy of the at least one updated function relative to a maximum deviation.

Accordingly, claim 51 is allowable for at least this reason. Claims 52-56 depend, directly or indirectly, from allowable claim 51 and, therefore, are allowable for at least the same reasons.

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III. Summary

It is respectfully asserted that all of the pending claims are patentable over the cited references, and allowance of the pending claims is earnestly solicited. If the Examiner believes that a telephone interview would be helpful in resolving any outstanding issues, the Examiner is respectfully invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,

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